

08-14-06

PTO/SB/21 (6-99)

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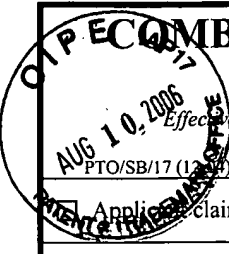
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/998,041	
	Filing Date	November 15, 2001	
	First Named Inventor	GODDARD, et al.	
	Group/Art Unit	1647	
	Examiner Name	Wegert, Sandra L.	
Total Number of Pages in This Submission		Attorney Docket Number	39780-2730P1C34

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Extension of Time Request (1-month EOT = \$450.00)	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Terminal Disclaimer	stamped return postcard
	<input type="checkbox"/> Small Entity Statement	
	<input type="checkbox"/> Request for Refund	
Remarks		
AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER (Reference Atty. Docket No. 39780- 2730P1C34).		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Firm or Individual name	GINGER R. DREGER, ESQ., REG. NO. 33,055, HELLER EHRMAN LLP	
Signature		
Date	AUGUST 10, 2006	Customer Number: 35489

CERTIFICATE OF EXPRESS MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Mail Stop <u>AF</u> , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date: AUGUST 10, 2006			
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COMBINED FEE TRANSMITTAL
for FY 2006
Effective 12/08/2004. Patent fees are subject to annual revision.
PTO/SB/17 (12/04) (Revised) (For payment of 37 CFR 1.17 fees including (f), (g), (h), & (i))
☐ Application claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**450.00**

<i>Complete if Known</i>	
Application Number	09/998,041
Filing Date	November 15, 2001
First Named Inventor	GODDARD, et al.
Examiner Name	WEGERT, SANDRA L.
Art Unit	1647
Attorney Docket No.	39780-2730PIC34

METHOD OF PAYMENT (check one)				
<input type="checkbox"/> Check	<input type="checkbox"/> Credit card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None
<input checked="" type="checkbox"/> Deposit Account				
Deposit Account Number:	08-1641 (Ref. Atty. Docket No. 39780-2730PIC34)			
Deposit Account Name:	Heller Ehrman LLP			
The Commissioner is authorized to: (check all that apply)				
<input checked="" type="checkbox"/> Charge fee(s) indicated below				
<input checked="" type="checkbox"/> Credit any overpayments and charge any deficiencies				
<input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application				
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the deposit account				

FEE CALCULATION (continued)		
4. PETITION FEES UNDER 37 CFR 1.17 (f) Fee Code: 1462 Fee \$ 400 For petitions filed under: § 1.53(e); § 1.57(a); § 1.182; § 1.183; § 1.378(e); § 1.741(b)		Fee Paid
5. PETITION FEES UNDER 37 CFR 1.17 (g) Fee Code: 1463 Fee \$ 200 For petitions filed under: § 1.12; § 1.14; § 1.47; § 1.59; § 1.103(a); § 1.136(b); § 1.295; § 1.296; § 1.377; § 1.550(c); § 1.956; § 5.12; § 5.15; § 5.25		Fee Paid
6. PETITION FEES UNDER 37 CFR 1.17 (h) Fee Code: 1464 Fee \$ 130 For petitions filed under: § 1.19(g); § 1.84; § 1.91; § 1.102(d); § 1.138(c); § 1.313; § 1.314		Fee Paid
7. PROCESSING FEES UNDER 37 CFR 1.17 (i) Fee Code: 1808 (1803 for § 1.221) Fee \$ 130 For petitions filed under: § 1.28(c)(3); § 1.41; § 1.48; § 1.52(d); § 1.53(b)(3); § 1.55; § 1.99(e); § 1.103(b); § 1.103(c); § 1.103(d); § 1.217; § 1.221; § 1.291(c)(5); § 1.497(d); § 3.81		Fee Paid

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES		SEARCH FEES		EXAMINATION FEES		
Applicati on Type	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	135	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
SUBTOTAL (1)						\$ 0	

2. EXTRA CLAIM FEES			
Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	
50	25	Each claim in excess of 20 or, for Reissues, each claim in excess of 20 and more than in the original patent	
200	100	Each independent claim in excess of 3 or, for Reissues, each independent claim more than in the original patent	
360	180	Multiple dependent claim, if not already paid	
		Extra Claims	Fee from above
Total Claims		-20** =	x
Independent Claims		-3** =	x
		Multiple Dependent	
		=	
SUBTOTAL (2)		\$ 0	

3. APPLICATION SIZE FEE						
If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof (round up to the a whole number). See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s)						
Total Sheets		Extra Sheets		Number of each additional 50	Fee (\$)	Small Entity Fee (\$)
	-100 =		/50 =		x 250 OR	x 125
SUBTOTAL (3)					\$ 0	

Entity Fee (\$)	Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
920*	920*	Requesting publication of SIR prior to Examiner action	
1,840*	1,840*	Requesting publication of SIR after Examiner action	
120	60	Extension for reply within first month	
450	225	Extension for reply within second month	450.00
1,020	510	Extension for reply within third month	
1,590	795	Extension for reply within fourth month	
2,160	1,080	Extension for reply within fifth month	
500	250	Filing a brief in support of an appeal	
790	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1,510	1,510	Petition to institute a public use proceeding	
500	250	Petition to revive - unavoidably abandoned application	
1,500	750	Petition to revive - unintentionally abandoned application	
50	50	Processing fee for provisional apps (37 CFR 1.17(q))	
180	180	Submission of Information Disclosure Statement	
1,000	500	Request for oral hearing	
790	395	For each additional invention to be examined (37 CFR 1.129(b))	
790	395	Request for Continued Examination (RCE)	
900	900	Request for expedited examination of a design application	
Other fee (specify)			
SUBTOTAL (4+5+6+7+8)			\$ 450.00
* Reduced by Basic Filing Fee Paid			

SUBMITTED BY				<i>Complete (if applicable)</i>		
Name (Print/Type)	GINGER R. DREGER, ESQ.		Registration No. (Attorney/Agent)	33,055	Telephone	650 324-7000
Signature			Date	AUGUST 10, 2006	Customer No.	34589



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re application of:

Audrey GODDARD, et al.

Application Serial No. 09/998,041

Filed: November 15, 2001

For: **SECRETED AND
TRANSMEMBRANE
POLYPEPTIDES AND NUCLEIC
ACIDS ENCODING THE SAME**

) Examiner: Wegert, Sandra L.

) Art Unit: 1647

) Confirmation No. 4967

) Attorney's Docket No. 39780-2730 P1C34

) Customer No. 35489

EXPRESS MAIL LABEL NO. EV 765 978 832 US
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AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

MAIL STOP: AF

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on April 4, 2006, in connection with the above-identified patent application (Paper No./Mail Date 20060331), please enter the following amendments and consider the following arguments. This response is timely filed with a Petition for a Two-Month Extension of Time and necessary fees.

Pending Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.

08/15/2006 CNEGA1 00000004 001641 09990041
01 FC:1252 450.00 DA